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8 **UNITED STATES DISTRICT COURT**  
9 **CENTRAL DISTRICT OF CALIFORNIA**  
10 **SOUTHERN DIVISION**

11 SECURITIES AND EXCHANGE  
12 COMMISSION,

13 Plaintiff,

14 vs.

15 SAFEVEST, LLC; JON G. ERVIN; and  
16 JOHN V. SLYE;

17 Defendants.  
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Case No. SACV08-00473 JVS (MLGx)

**FINAL JUDGMENT AGAINST  
DEFENDANT SAFEVEST, LLC**

1 The Securities and Exchange Commission having filed a Complaint and  
 2 Defendant Safevest, LLC (“Safevest”) having entered a general appearance;  
 3 consented to the Court’s jurisdiction over Defendant and the subject matter of this  
 4 action; consented to entry of this Final Judgment without admitting or denying the  
 5 allegations of the Complaint (except as to jurisdiction); waived findings of fact and  
 6 conclusions of law; and waived any right to appeal from this Final Judgment:

7 **I.**

8 IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that Defendant  
 9 and Defendant’s officers, agents, servants, employees, attorneys, and all persons in  
 10 active concert or participation with them who receive actual notice of this Final  
 11 Judgment by personal service or otherwise are permanently restrained and enjoined  
 12 from violating, directly or indirectly, Section 10(b) of the Securities Exchange Act  
 13 of 1934 (the “Exchange Act”), 15 U.S.C. § 78j(b), and Rule 10b-5 promulgated  
 14 thereunder, 17 C.F.R. § 240.10b-5, by using any means or instrumentality of  
 15 interstate commerce, or of the mails, or of any facility of any national securities  
 16 exchange, in connection with the purchase or sale of any security:

- 17 (a) to employ any device, scheme, or artifice to defraud;  
 18 (b) to make any untrue statement of a material fact or to omit to state a  
 19 material fact necessary in order to make the statements made, in the  
 20 light of the circumstances under which they were made, not  
 21 misleading; or  
 22 (c) to engage in any act, practice, or course of business which operates or  
 23 would operate as a fraud or deceit upon any person.

24 **II.**

25 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that  
 26 Defendant and Defendant’s officers, agents, servants, employees, attorneys, and all  
 27 persons in active concert or participation with them who receive actual notice of  
 28 this Final Judgment by personal service or otherwise are permanently restrained

1 and enjoined from violating Section 17(a) of the Securities Act of 1933 (the  
 2 “Securities Act”), 15 U.S.C. § 77q(a), in the offer or sale of any security by the use  
 3 of any means or instruments of transportation or communication in interstate  
 4 commerce or by use of the mails, directly or indirectly:

- 5 (a) to employ any device, scheme, or artifice to defraud;
- 6 (b) to obtain money or property by means of any untrue statement of a  
 7 material fact or any omission of a material fact necessary in order to  
 8 make the statements made, in light of the circumstances under which  
 9 they were made, not misleading; or
- 10 (c) to engage in any transaction, practice, or course of business which  
 11 operates or would operate as a fraud or deceit upon the purchaser.

### 12 **III.**

13 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that in light  
 14 of the Commission’s determination not to seek disgorgement and civil penalties  
 15 based on the Declaration Of Thomas A. Seaman In Support Of Motion For Order  
 16 Closing Case And Discharging The Receiver Effective Upon Completion Of The  
 17 Final Closing Tasks And for Other Related Relief (Dkt. No. 98), evidencing that  
 18 there are insufficient funds in the receivership estate to pay the Receiver and his  
 19 professionals more than a small percentage of the fees and expenses they incurred  
 20 or to make a distribution to investors, the Court is not ordering the Defendant to  
 21 pay disgorgement or a civil penalty in this action.

### 22 **IV.**

23 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that the  
 24 Consent is incorporated herein with the same force and effect as if fully set forth  
 25 herein, and that Defendant shall comply with all of the undertakings and  
 26 agreements set forth therein.

### 27 **V.**

28 IT IS FURTHER ORDERED, ADJUDGED AND DECREED that

1 paragraphs IV. through XIV. of the Preliminary Injunction entered May 12, 2008  
2 (Dkt. No. 16), which govern the conduct of the receivership in this action, shall  
3 remain in full force and effect until further order of this Court.

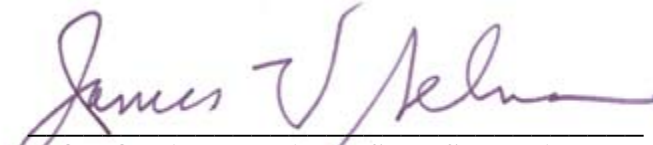
4 **VI.**

5 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that this  
6 Court shall retain jurisdiction of this matter for the purposes of enforcing the terms  
7 of this Final Judgment.

8 **VII.**

9 There being no just reason for delay, pursuant to Rule 54(b) of the Federal  
10 Rules of Civil Procedure, the Clerk is ordered to enter this Final Judgment  
11 forthwith and without further notice.

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15 DATED: February 27, 2014

  
HONORABLE JAMES V. SELNA  
UNITED STATES DISTRICT JUDGE